THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.15707 OF 2006

DATED: 16-03-2007

BETWEEN

K. Munemma, W/o. Late Ramaswami Naidu,
R/o. T.R. Kandriga Village, Nagari Mandal,
Chittoor District.

...PETITIONER

AND

The Superintendent of Police,
Chittoor District and another.

...RESPONDENTS

ORDER:

Petitioner submits that she filed a private complaint under Section 200 of the Code of Criminal Procedure, 1973 before the Judicial First Class Magistrate, Nagari against one C. Venkatesulu and three others alleging that they have trespassed into her land and raised huts, which was referred to the Nagari Police Station under Section 153 Cr.P.C for enquiry and report. Based on the said complaint though a case in Cr.No.14 of 2006 under Sections 188 447 read with 34 of the Indian Penal Code, 1860, was registered on 30.01.2006, it is the grievance of the petitioner that investigation has not been completed so far and no action has been taken.

2. Counter has been filed on 11.08.2006 stating that after registering the aforesaid crime, three witnesses have been examined and their statements have been recorded and the investigation is still going on.

3. I am of the opinion that the police cannot keep the cases pending for investigation for years together, as it is the duty of the concerned Station

House Officer to investigate the case and to see that the same is completed without any unnecessary delay. The second respondent is, however, directed to complete the investigation and take appropriate steps to file an appropriate final report within eight weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. There shall be no order to costs.

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V. ESWARAIAH, J

March 16, 2007
DSK